

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION**

IN THE MATTER OF:
August McConnell

Debtor(s)

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No. B-10-81790 C-13D

ORDER DENYING CONFIRMATION OF PLAN

On January 13, 2011, a hearing was held on Objection by Taylor Estates Homeowners Association, Inc. ("Taylor Estates") to confirmation of the Debtor's proposed plan. At the hearing, Edward C. Boltz, Esq. appeared on behalf of the Debtor; Mark B. Gunter, Esq. appeared on behalf of Taylor Estates; and, Richard M. Hutson II, Standing Trustee appeared. The Court, after considering the Objection and having heard and considered the statements of counsel and the Trustee, finds that the Objection should be sustained; therefore, it is ORDERED:

1. Taylor Estates's Objection to confirmation of the Debtor's proposed plan is sustained and the proposed plan is not confirmed.

2. The Debtor shall have 30 days from January 13, 2011, within which to amend her proposed plan, or file a new proposed plan, and in the event an amended or new proposed plan is not timely filed, this case shall be automatically dismissed upon Motion of the Standing Trustee without further notice and hearing.

PARTIES IN INTEREST

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